

2007 DRAFTING REQUEST

Senate Amendment (SA-SSA1-SB40)

Received: **06/16/2007**

Received By: **btradewe**

Wanted: **Soon**

Identical to LRB:

For: **Legislative Fiscal Bureau**

By/Representing: **Pollek**

This file may be shown to any legislator: **NO**

Drafter: **btradewe**

May Contact:

Addl. Drafters:

Subject: **Agriculture - miscellaneous**

Extra Copies:

Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to:

Pre Topic:

LFB:.....Pollek -

Topic:

Buy local, buy Wisconsin

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	btradewe 06/16/2007	wjackson 06/18/2007	pgreensl 06/18/2007	_____	chanaman 06/18/2007		
/2	btradewe 06/18/2007	wjackson 06/18/2007	pgreensl 06/18/2007	_____	sbasford 06/19/2007		

FE Sent For:

<END>

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/1	btradewe	1 wij 6/18 12 wij 6/18	9/18 p8	6/18 p8 / NW			

FE Sent For:

<END>

Pollek

Senate Democratic Caucus
2007-09 Budget Amendment Request

Title:

Date:

Senate Assigned #:

Legislator: Robson

Staff Contact: Barb Worcester

Statement of Amendment Intent: Buy Local, Buy Wisconsin

Agency: DATCP

Fiscal Impact:

Funding Source Provide \$72,500 GPR to DATCP for 1 FTE economic development consultant. The position will have a starting salary of \$50,000 with 44.15% fringe benefit rate. Further, provide \$165,000 for training, marketing, data tracking and information technology.

Earmark \$225,000 from the Development Fund for aids to individuals and organizations for food & culture trails per SB 89.

\$64,100
\$43,600
47.09% (\$20,500)

(Total ↑ of \$229,100 GPR + 1.0 GPR position to HHS (3) annually,
(\$225,000 to new appropriation from WDF annually),

Attachments

Becky,

Please also add the language of SB 89 to this Amendment.

Thanks. Chris (311-8086)

(as marked up by me)

2007 SENATE BILL 89

March 12, 2007 – Introduced by Senators LASSA, WIRCH, BRESKE, SCHULTZ, PLALE, COGGS, HANSEN, OLSEN, VINEHOUT, JAUCH and MILLER, cosponsored by Representatives A. OTT, TAUCHEN, JORGENSEN, HINTZ, ZEPNICK, SHERIDAN, SEIDEL, SHILLING, BLACK, MOLEPSKE, ALBERS, HUBLER, VOS, HILGENBERG, GUNDERSON, M. WILLIAMS, HRAYCHUCK, NELSON, GARTHWAITE and HIXSON. Referred to Committee on Economic Development, Job Creation, Family Prosperity and Housing.

- 1 **AN ACT** *to create* 20.115 (4) (am), 93.45 and 93.48 of the statutes; **relating to:**
2 marketing agricultural products, a grant program to promote purchase of food
3 produced locally, providing an exemption from emergency rule procedures,
4 granting rule-making authority, and making appropriations.

Analysis by the Legislative Reference Bureau

Various provisions in current law require the Department of Agriculture, Trade and Consumer Protection (DATCP) to promote the agricultural products of this state.

This bill requires DATCP to conduct a program to increase awareness and consumption of locally produced foods and related products and to increase the production and improve the distribution of foods and related products for local consumption. The bill also creates a grant program under which DATCP provides grants for regional food and cultural tourism trails and for promoting the development of regional food systems through activities such as creating or expanding facilities for the processing and distribution of food for local consumption.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SENATE BILL 89

1 **SECTION 1.** 20.005 (3) (schedule) of the statutes: at the appropriate place, insert
2 the following amounts for the purposes indicated:

3	2007-08	2008-09
---	---------	---------

4 **20.115 Agriculture, trade and consumer**
5 **protection, department of**

6 (4) AGRICULTURAL ASSISTANCE

7	(am) Buy local grants	GPR	B	225,000	225,000
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8 **SECTION 2.** 20.115 (4) (am) of the statutes is created to read:

9 20.115 (4) (am) *Buy local grants.* Biennially, the amounts in the schedule for

10 buy local grants under s. 93.48.

11 **SECTION 3.** 93.45 of the statutes is created to read:

12 **93.45 Buy local, buy Wisconsin.** The department shall conduct a program
13 to increase awareness and consumption of locally produced foods and related
14 products and to increase the production and improve the distribution of foods and
15 related products for local consumption. In the program, the department shall
16 emphasize the development of regional food and cultural tourism trails and the
17 development of regional food systems through activities such as creating or
18 expanding facilities for the processing and distribution of food for local consumption;
19 creating or supporting networks of producers; and strengthening connections
20 between producers, retailers, institutions, and consumers and nearby producers.

21 **SECTION 4.** 93.48 of the statutes is created to read:

22 **93.48 Buy local grant program. (1)** The department may award grants from
23 the appropriation under s. 20.115 (4) (am) to individuals or organizations to fund
24 projects that are designed to increase the sale of agricultural products grown in this

SENATE BILL 89

1 state that are purchased in close proximity to where they are produced. The
2 department shall promulgate rules for the program under this section.

3 (2) The department may make grants under this section for any of the following
4 purposes:

5 (a) To create, promote, and support regional food and cultural tourism trails.

6 (b) To promote the development of regional food systems through activities
7 such as creating or expanding facilities for the processing and distribution of food for
8 local consumption; creating or supporting networks of producers; and strengthening
9 connections between producers, retailers, institutions, and consumers and nearby
10 producers.

11 **SECTION 5. Nonstatutory provisions.**

12 (1) EMERGENCY RULES. The department of agriculture, trade and consumer
13 protection may promulgate emergency rules under section 227.24 of the statutes
14 implementing section 93.48 of the statutes, as created by this act. Notwithstanding
15 section 227.24 (1) (c) and (2) of the statutes, emergency rules promulgated under this
16 subsection remain in effect until the first day of the 19th month beginning after the
17 effective date of this subsection or the date on which permanent rules take effect,
18 whichever is sooner. Notwithstanding section 227.24 (1) (a) and (3) of the statutes,
19 the department of agriculture, trade and consumer protection is not required to
20 provide evidence that promulgating a rule under this subsection as an emergency
21 rule is necessary for the preservation of public peace, health, safety, or welfare and
22 is not required to provide a finding of emergency for a rule promulgated under this
23 subsection.

24 **SECTION 6. Fiscal changes.**

SENATE BILL 89

1 (1) In the schedule under section 20.005 (3) of the statutes for the appropriation
2 to the department of agriculture, trade and consumer protection under section
3 20.115 (3) (a) of the statutes, as affected by the acts of 2007, the dollar amount is
4 increased by ~~\$325,000~~ for fiscal year 2007-08 and the dollar amount is increased by
5 ~~\$325,000~~ for fiscal year 2008-09 to increase the authorized FTE positions for the
6 department by 2.0 GPR positions and for related costs for agricultural product
7 promotion and administering a buy local grant program.

SECTION 7. Effective date.

8
9 (1) This act takes effect on the day after publication or on the day after
10 publication of the 2007-09 biennial budget act, whichever is later.

11 (END)

\$229,100

1.0

STATE OF WISCONSIN - LEGISLATIVE REFERENCE BUREAU

LRB

Research (608-266-0341)

Library (608-266-7040)

Legal (608-266-3561)

LRB

Tradewell, Becky

From: Pollek, Chris
Sent: Monday, June 18, 2007 9:09 AM
To: Tradewell, Becky
Subject: buy local, buy wisconsin

60413

Hi Becky,

Regarding the buy local, buy Wisconsin amendment, we would like to reduce the amount of funding provided to DATCP in 2007-08 (due to the fact it will take some time for the Department to fill the provided position). As a result, we would like to provide \$42,700 for the 1.0 GPR position in 2007-08 and \$110,000 for training, marketing, data tracking and information technology in 2008-09. Both of these amounts would increase to their full levels in 2008-09 (\$64,100 for the position and \$165,000 for training, etc.).

Thanks,

Chris



State of Wisconsin
2007 - 2008 LEGISLATURE

LRBb0413/1

RCT:.....

In 6/16

WJ
TJLD

LFB:.....Pollek - Buy local, buy Wisconsin

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

SENATE AMENDMENT ,

TO SENATE SUBSTITUTE AMENDMENT 1,

TO 2007 SENATE BILL 40

1 At the locations indicated, amend the substitute amendment as follows:

2 ✓ 1. Page 93, line 13: increase the dollar amount for fiscal year 2007-08 by

3 152,700
3 \$229,100 and increase the dollar amount for fiscal year 2008-09 by \$229,100 for the

4 purpose of increasing the authorized FTE positions for the department of

5 agriculture, trade and consumer protection by 1.0 GPR position and for related costs

6 for agricultural product promotion and administering a buy local grant program.

7 ✓ 2. Page 94, line 8: after that line insert:

8 ✓ Insert -1160/2-A

9 ✓ 3. Page 287, line 11: after that line insert:

10 ✓ Insert -1160/2-B

1 ✓ **4.** Page 1205, line 13: after that line insert:

2 **Insert -1160/2-C**

3 ✓ **5.** Page 1585, line 2: after that line insert:

4 **Insert -1160/2-D**

5 (END)

SENATE BILL 89

SECTION 1

SECTION 1. 20.005 (3) (schedule) of the statutes: at the appropriate place, insert the following amounts for the purposes indicated:

	2007-08	2008-09
20.115 Agriculture, trade and consumer protection, department of		

(4) AGRICULTURAL ASSISTANCE

(am) Buy local grants

GPR

B

225,000

225,000

SECTION 2. 20.115 (4) (am) of the statutes is created to read:

20.115 (4) (am) *Buy local grants*. Biennially, the amounts in the schedule for buy local grants under s. 93.48.

SECTION 3. 93.45 of the statutes is created to read:

93.45 Buy local, buy Wisconsin. The department shall conduct a program to increase awareness and consumption of locally produced foods and related products and to increase the production and improve the distribution of foods and related products for local consumption. In the program, the department shall emphasize the development of regional food and cultural tourism trails and the development of regional food systems through activities such as creating or expanding facilities for the processing and distribution of food for local consumption; creating or supporting networks of producers; and strengthening connections between producers, retailers, institutions, and consumers and nearby producers.

SECTION 4. 93.48 of the statutes is created to read:

93.48 Buy local grant program. (1) The department may award grants from the appropriation under s. 20.115 (4) (am) to individuals or organizations to fund projects that are designed to increase the sale of agricultural products grown in this

SENATE BILL 89

1 state that are purchased in close proximity to where they are produced. The
2 department shall promulgate rules for the program under this section.

3 (2) The department may make grants under this section for any of the following
4 purposes:

5 (a) To create, promote, and support regional food and cultural tourism trails.

6 (b) To promote the development of regional food systems through activities
7 such as creating or expanding facilities for the processing and distribution of food for
8 local consumption; creating or supporting networks of producers; and strengthening
9 connections between producers, retailers, institutions, and consumers and nearby
10 producers. ✓ end of insert - 1160/2-C

11 **SECTION 5. Nonstatutory provisions.**

12 ✓ (1) EMERGENCY RULES. The department of agriculture, trade and consumer
13 protection may promulgate emergency rules under section 227.24 of the statutes
14 implementing section 93.48 of the statutes, as created by this act. Notwithstanding
15 section 227.24 (1) (c) and (2) of the statutes, emergency rules promulgated under this
16 subsection remain in effect until the first day of the 19th month beginning after the
17 effective date of this subsection or the date on which permanent rules take effect,
18 whichever is sooner. Notwithstanding section 227.24 (1) (a) and (3) of the statutes,
19 the department of agriculture, trade and consumer protection is not required to
20 provide evidence that promulgating a rule under this subsection as an emergency
21 rule is necessary for the preservation of public peace, health, safety, or welfare and
22 is not required to provide a finding of emergency for a rule promulgated under this
23 subsection. ✓

24 **SECTION 6. Fiscal changes.**

SENATE BILL 89**SECTION 6**

1 (1) In the schedule under section 20.005 (3) of the statutes for the appropriation
2 to the department of agriculture, trade and consumer protection under section
3 20.115 (3) (a) of the statutes, as affected by the acts of 2007, the dollar amount is
4 increased by \$325,000 for fiscal year 2007-08 and the dollar amount is increased by
5 \$325,000 for fiscal year 2008-09 to increase the authorized FTE positions for the
6 department by 2.0 GPR positions and for related costs for agricultural product
7 promotion and administering a buy local grant program.

SECTION 7. Effective date.

8
9 (1) This act takes effect on the day after publication or on the day after
10 publication of the 2007-09 biennial budget act, whichever is later.

11 (END)

Tradewell, Becky

From: Pollek, Chris
Sent: Monday, June 18, 2007 3:13 PM
To: Tradewell, Becky
Subject: buy local

60413

Hi Becky,

The appropriation we would like to reduce by \$225,000 in 2007-08 in 20.143(1)(c).

Thanks a lot for the help on this,

Chris

And put \$0 in schedule for second year of new app.



State of Wisconsin
2007 - 2008 LEGISLATURE

LRBb0413/2
RCT:wlj&jld:pg

In 8/18

stop rmy

LFB:.....Pollek - Buy local, buy Wisconsin

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

SENATE AMENDMENT ,

TO SENATE SUBSTITUTE AMENDMENT 1,

TO 2007 SENATE BILL 40

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 93, line 13: increase the dollar amount for fiscal year 2007-08 by
3 \$152,700 and increase the dollar amount for fiscal year 2008-09 by \$229,100 for the
4 purpose of increasing the authorized FTE positions for the department of
5 agriculture, trade and consumer protection by 1.0 GPR position and for related costs
6 for agricultural product promotion and administering a buy local grant program.

7 **2.** Page 94, line 8: after that line insert:

8 (am) Buy local grants GPR B 225,000 ⁻⁰⁻225,000.

9 **3.** Page 287, line 11: after that line insert:

10 "SECTION 183p. 20.115 (4) (am) of the statutes is created to read:

1 20.115 (4) (am) *Buy local grants*. Biennially, the amounts in the schedule for
2 buy local grants under s. 93.48.”.

3 **4.** Page 1205, line 13: after that line insert:

4 **“SECTION 2593p.** 93.45 of the statutes is created to read:

5 **93.45 Buy local, buy Wisconsin.** The department shall conduct a program
6 to increase awareness and consumption of locally produced foods and related
7 products and to increase the production and improve the distribution of foods and
8 related products for local consumption. In the program, the department shall
9 emphasize the development of regional food and cultural tourism trails and the
10 development of regional food systems through activities such as creating or
11 expanding facilities for the processing and distribution of food for local consumption;
12 creating or supporting networks of producers; and strengthening connections
13 between producers, retailers, institutions, and consumers and nearby producers.

14 **SECTION 2594c.** 93.48 of the statutes is created to read:

15 **93.48 Buy local grant program. (1)** The department may award grants from
16 the appropriation under s. 20.115 (4) (am) to individuals or organizations to fund
17 projects that are designed to increase the sale of agricultural products grown in this
18 state that are purchased in close proximity to where they are produced. The
19 department shall promulgate rules for the program under this section.

20 **(2)** The department may make grants under this section for any of the following
21 purposes:

22 (a) To create, promote, and support regional food and cultural tourism trails.

23 (b) To promote the development of regional food systems through activities
24 such as creating or expanding facilities for the processing and distribution of food for

1 local consumption; creating or supporting networks of producers; and strengthening
2 connections between producers, retailers, institutions, and consumers and nearby
3 producers.”.

4 **5.** Page 1585, line 2: after that line insert:

5 “(3i) EMERGENCY RULES FOR BUY LOCAL, BUY WISCONSIN PROGRAM. The
6 department of agriculture, trade and consumer protection may promulgate
7 emergency rules under section 227.24 of the statutes implementing section 93.48 of
8 the statutes, as created by this act. Notwithstanding section 227.24 (1) (c) and (2)
9 of the statutes, emergency rules promulgated under this subsection remain in effect
10 until the first day of the 19th month beginning after the effective date of this
11 subsection or the date on which permanent rules take effect, whichever is sooner.
12 Notwithstanding section 227.24 (1) (a) and (3) of the statutes, the department of
13 agriculture, trade and consumer protection is not required to provide evidence that
14 promulgating a rule under this subsection as an emergency rule is necessary for the
15 preservation of public peace, health, safety, or welfare and is not required to provide
16 a finding of emergency for a rule promulgated under this subsection.”.

17 (END)

**2007-2008 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRBb0413/2ins
RCT:.....

Insert

2007-08

~~1.~~ Page 97, line 13: decrease the dollar amount for fiscal year ~~2008-09~~ by \$225,000 to decrease funding for the purposes for which the appropriation is made.



State of Wisconsin
2007 - 2008 LEGISLATURE

LRBb0413/2
RCT:wlj&jld:pg

LFB:.....Pollek – Buy local, buy Wisconsin

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

SENATE AMENDMENT,

TO SENATE SUBSTITUTE AMENDMENT 1,

TO 2007 SENATE BILL 40

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 93, line 13: increase the dollar amount for fiscal year 2007-08 by
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4 purpose of increasing the authorized FTE positions for the department of
5 agriculture, trade and consumer protection by 1.0 GPR position and for related costs
6 for agricultural product promotion and administering a buy local grant program.

7 **2.** Page 94, line 8: after that line insert:

8	"(am) Buy local grants	GPR	B	225,000	-0-".
---	------------------------	-----	---	---------	-------

9 **3.** Page 97, line 13: decrease the dollar amount for fiscal year 2007-08 by
10 \$225,000 to decrease funding for the purposes for which the appropriation is made.

1 **4.** Page 287, line 11: after that line insert:

2 “**SECTION 183p.** 20.115 (4) (am) of the statutes is created to read:

3 20.115 (4) (am) *Buy local grants.* Biennially, the amounts in the schedule for
4 buy local grants under s. 93.48.”.

5 **5.** Page 1205, line 13: after that line insert:

6 “**SECTION 2593p.** 93.45 of the statutes is created to read:

7 **93.45 Buy local, buy Wisconsin.** The department shall conduct a program
8 to increase awareness and consumption of locally produced foods and related
9 products and to increase the production and improve the distribution of foods and
10 related products for local consumption. In the program, the department shall
11 emphasize the development of regional food and cultural tourism trails and the
12 development of regional food systems through activities such as creating or
13 expanding facilities for the processing and distribution of food for local consumption;
14 creating or supporting networks of producers; and strengthening connections
15 between producers, retailers, institutions, and consumers and nearby producers.

16 **SECTION 2594c.** 93.48 of the statutes is created to read:

17 **93.48 Buy local grant program. (1)** The department may award grants from
18 the appropriation under s. 20.115 (4) (am) to individuals or organizations to fund
19 projects that are designed to increase the sale of agricultural products grown in this
20 state that are purchased in close proximity to where they are produced. The
21 department shall promulgate rules for the program under this section.

22 **(2)** The department may make grants under this section for any of the following
23 purposes:

24 (a) To create, promote, and support regional food and cultural tourism trails.

(b) To promote the development of regional food systems through activities such as creating or expanding facilities for the processing and distribution of food for local consumption; creating or supporting networks of producers; and strengthening connections between producers, retailers, institutions, and consumers and nearby producers.”.

6. Page 1585, line 2: after that line insert:

“(3i) EMERGENCY RULES FOR BUY LOCAL, BUY WISCONSIN PROGRAM. The department of agriculture, trade and consumer protection may promulgate emergency rules under section 227.24 of the statutes implementing section 93.48 of the statutes, as created by this act. Notwithstanding section 227.24 (1) (c) and (2) of the statutes, emergency rules promulgated under this subsection remain in effect until the first day of the 19th month beginning after the effective date of this subsection or the date on which permanent rules take effect, whichever is sooner. Notwithstanding section 227.24 (1) (a) and (3) of the statutes, the department of agriculture, trade and consumer protection is not required to provide evidence that promulgating a rule under this subsection as an emergency rule is necessary for the preservation of public peace, health, safety, or welfare and is not required to provide a finding of emergency for a rule promulgated under this subsection.”.

(END)